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SERVICE DATE – JULY 8, 2014

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. EP 661 (Sub-No. 2)

RAIL FUEL SURCHARGES (SAFE HARBOR)

Decided: July 8, 2014

By decision served on May 29, 2014, the Board invited public comment on whether the safe harbor provision of Rail Fuel Surcharges, EP 661 (STB served Jan. 26, 2007), should be modified or removed. The procedural schedule in that decision called for comments to be filed by July 14, 2014, and replies to be filed by August 12, 2014.

On June 30, 2014, Highroad Consulting, Ltd. (Highroad), filed a petition to modify the procedural schedule, requesting a 21-day extension, until August 4, 2014, to file comments with reply comments to be filed by September 15, 2014. According to Highroad, the extension request is supported by the National Industrial Transportation League and the Tom O'Connor Group, LLC, and would allow for a “more thorough analysis and development of cost evidence to respond to the Board's questions.” Letters in support of the requested extension were filed by the American Chemistry Council and Dow Chemical Company on July 1, 2014, and by the National Grain and Feed Association on July 3, 2014.

Highroad's request for an extension of time will be granted, and the Board will adopt the following modified procedure schedule:

Comments	August 4, 2014
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Replies	September 15, 2014
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This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. The procedural schedule in this proceeding is revised as described above.
2. This decision is effective on its service date.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.